

E-MAIL: INTPROP@SSMP.COM

SCULLY, SCOTT, MURPHY & PRESSER PC

INTELLECTUAL PROPERTY LAW

September 19, 2006

SFW

LEOPOLD PRESSER FRANK S. DIGIGLIO PAUL J. ESATTO, JR. JOHN S. SENSNY MARK J. COHEN EDWARD W. GROLZ STEVEN FISCHMAN PETER I. BERNSTEIN THOMAS SPINELLI XIAOCHUN ZHU

www.ssmp.com

ROBERT L. BERNSTEIN
MARVIN BRESSLER
DERMOTT J. COOKE®
RICHARD J. DANYKO
BRADLEY M. MARAZAS
KATHERINE R. VIEYRA®
SETH M. WEINFELD
YONGZHI YANG®

PATENT AGENTS
LESLIE S. SZIVOS,PHD
DAVID J. TORRENTE, J.D.
ZHUANG YUAN

COUNSEL BOSCO B. KIM BARRY M. KRIVISKY ALLEN R. MORGANSTERN ALEK P. SZECSY STEPHEN A. YOUNG

TECHNICAL CONSULTANTS
DOMINICK A. TUCCIO

RETIRED
JOHN F. SCULLY
STEPHEN D. MURPHY

ANTHONY C. SCOTT 1931-1994

OH BAR ONLY
*MD BAR ONLY
ONC BAR ONLY

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Re:

USSN: 10/564,023

Yasuhiro Sasaki, et al. Our Docket: 19475

Dear Sirs:

The Filing Receipt for the above-identified patent application does not list the Application For Published Patent Application information. It should read as follows:

Assignment For Published Patent Application NEC Corporation, Tokyo, Japan

as indicated on the enclosed pages. Please make the corrections and send us a corrected Filing Receipt.

SSM&P/tw Encl.



PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE United States Patent and Trademark Office Address COMMISSIONER FOR PATENTS P.O. Box 1450 Alexandria, Virginia 22313-1450 www.usplo.gov

APPL NO.	FILING OR 371 (c) DATE ART UNIT FIL FI		FIL FEE REC'D	ATTY.DOCKET NO	DRAWINGS TOT CLMS		IND CLMS
10/564,023	01/09/2006	2834	900	19475	10	15	1

CONFIRMATION NO. 4078

FILING RECEIPT

OC00000018482328

23389 SCULLY SCOTT MURPHY & PRESSER, PC 400 GARDEN CITY PLAZA SUITE 300 GARDEN CITY, NY 11530

Date Mailed: 07/11/2006

Receipt is acknowledged of this regular Patent Application. It will be considered in its order and you will be notified as to the results of the examination. Be sure to provide the U.S. APPLICATION NUMBER, FILING DATE, NAME OF APPLICANT, and TITLE OF INVENTION when inquiring about this application. Fees transmitted by check or draft are subject to collection. Please verify the accuracy of the data presented on this receipt. If an error is noted on this Filing Receipt, please mail to the Commissioner for Patents P.O. Box 1450 Alexandria Va 22313-1450. Please provide a copy of this Filing Receipt with the changes noted thereon. If you received a "Notice to File Missing Parts" for this application, please submit any corrections to this Filing Receipt with your reply to the Notice. When the USPTO processes the reply to the Notice, the USPTO will generate another Filing Receipt incorporating the requested corrections (if appropriate).

Applicant(s)

Yasuhiro Sasaki, Tokyo, JAPAN; Yasuharu Onishi, Tokyo, JAPAN; Nozomu Toki, Tokyo, JAPAN;

Power of Attorney:

Stephen Murphy--22002 William Roch--24972 Donald Black--27999 Paul Esatto--30749 Frank DiGiglio--31346

Mark Cohen--32211

Domestic Priority data as claimed by applicant

This application is a 371 of PCT/JP04/12386 08/27/2004

Foreign Applications

JAPAN 2003-312691 09/04/2003

If Required, Foreign Filing License Granted: 04/06/2006

The country code and number of your priority application, to be used for filing abroad under the Paris Convention, is US10/564,023

Projected Publication Date: 07/13/2006

Non-Publication Request: No

Early Publication Request: No

Title

Piezoelectric ceramic element and portable device

Preliminary Class

310

PROTECTING YOUR INVENTION OUTSIDE THE UNITED STATES

Since the rights granted by a U.S. patent extend only throughout the territory of the United States and have no effect in a foreign country, an inventor who wishes patent protection in another country must apply for a patent in a specific country or in regional patent offices. Applicants may wish to consider the filing of an international application under the Patent Cooperation Treaty (PCT). An international (PCT) application generally has the same effect as a regular national patent application in each PCT-member country. The PCT process **simplifies** the filing of patent applications on the same invention in member countries, but **does not result** in a grant of "an international patent" and does not eliminate the need of applicants to file additional documents and fees in countries where patent protection is desired.

Almost every country has its own patent law, and a person desiring a patent in a particular country must make an application for patent in that country in accordance with its particular laws. Since the laws of many countries differ in various respects from the patent law of the United States, applicants are advised to seek guidance from specific foreign countries to ensure that patent rights are not lost prematurely.

Applicants also are advised that in the case of inventions made in the United States, the Director of the USPTO must issue a license before applicants can apply for a patent in a foreign country. The filing of a U.S. patent application serves as a request for a foreign filing license. The application's filing receipt contains further information and guidance as to the status of applicant's license for foreign filing.

Applicants may wish to consult the USPTO booklet, "General Information Concerning Patents" (specifically, the section entitled "Treaties and Foreign Patents") for more information on timeframes and deadlines for filing foreign patent applications. The guide is available either by contacting the USPTO Contact Center at 800-786-9199, or it can be viewed on the USPTO website at http://www.uspto.gov/web/offices/pac/doc/general/index.html.

For information on preventing theft of your intellectual property (patents, trademarks and copyrights), you may wish to consult the U.S. Government website, http://www.stopfakes.gov. Part of a Department of Commerce initiative, this website includes self-help "toolkits" giving innovators guidance on how to protect intellectual property in specific countries such as China, Korea and Mexico. For questions regarding patent enforcement issues, applicants may call the U.S. Government hotline at 1-866-999-HALT (1-866-999-4158).

LICENSE FOR FOREIGN FILING UNDER
Title 35, United States Code, Section 184
Title 37, Code of Federal Regulations, 5.11 & 5.15

GRANTED

The applicant has been granted a license under 35 U.S.C. 184, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" followed by a date appears on this form. Such licenses are issued in all applications where the conditions for issuance of a license have been met, regardless of whether or not a license may be required as

set forth in 37 CFR 5.15. The scope and limitations of this license are set forth in 37 CFR 5.15(a) unless an earlier license has been issued under 37 CFR 5.15(b). The license is subject to revocation upon written notification. The date indicated is the effective date of the license, unless an earlier license of similar scope has been granted under 37 CFR 5.13 or 5.14.

This license is to be retained by the licensee and may be used at any time on or after the effective date thereof unless it is revoked. This license is automatically transferred to any related applications(s) filed under 37 CFR 1.53(d). This license is not retroactive.

The grant of a license does not in any way lessen the responsibility of a licensee for the security of the subject matter as imposed by any Government contract or the provisions of existing laws relating to espionage and the national security or the export of technical data. Licensees should apprise themselves of current regulations especially with respect to certain countries, of other agencies, particularly the Office of Defense Trade Controls, Department of State (with respect to Arms, Munitions and Implements of War (22 CFR 121-128)); the Bureau of Industry and Security, Department of Commerce (15 CFR parts 730-774); the Office of Foreign Assets Control, Department of Treasury (31 CFR Parts 500+) and the Department of Energy.

NOT GRANTED

No license under 35 U.S.C. 184 has been granted at this time, if the phrase "IF REQUIRED, FOREIGN FILING LICENSE GRANTED" DOES NOT appear on this form. Applicant may still petition for a license under 37 CFR 5.12, if a license is desired before the expiration of 6 months from the filing date of the application. If 6 months has lapsed from the filing date of this application and the licensee has not received any indication of a secrecy order under 35 U.S.C. 181, the licensee may foreign file the application pursuant to 37 CFR 5.15(b).

	3			De
FOR	M PTO	1390 (Modified) U.S. PATENT AND TRADEM	ARK OFFICE; U.S. DEPARTMENT OF COMMERCE	AT. NEYS DOCKET NUMBER
			TO THE UNITED STATES	19475
		DESIGNATED/ELECTE	D OFFICE (DO/EO/US)	U.S. APPLICATION NO. (If known, see 37 CFR 1.5)
	CO	•	SION UNDER 35 U.S.C. 371	
INT		TIONAL APPLICATION NO.	INTERNATIONAL FILING DATE	PRIORITY DATE CLAIMED
L		PCT/JP2004/012386	27 August 2004 (27.08.2004)	4 September 2003 (04.09.2003)
PIE	ZO-	NT(S) FOR DO/EO/US	UCER AND PORTABLE DEVICE	市
		Sasaki, Yasuharu Onishi and No	A	EP 2 1 2006
Appl	icant i	nerewith submits to the United States I	Designated/Elected Office (DO/EO/US) the low	inside and other information:
1.	×	This is a FIRST submission of item	s concerning a submission under 35 U.S.C. 37	1.
2.			NT submission of items concerning a submission	
3.	⊠	and (24) indicated below.		1(f)). The submission must include items (5), (6), (9)
4.		The US has been elected (Article 3	•	
5.	×	A copy of the International Application a. is attached hereto (require	. , , , , , ,	
		``	ed only if not communicated by the International by the International Bureau.	Bureau).
			lication was filed in the United States Receiving	Office (BO/HS)
6.	×		ne International Application as filed (35 U.S.C. 3	
	_	a. 🛛 is attached hereto.	· · · · · · · · · · · · · · · · · · ·	37 1(G)(2)).
		b. has been previously subm	itted under 35 U.S.C. 154(d)(4).	
7.	X		ernational Application under PCT Article 19 (35	U.S.C. 371 (c)(3))
			red only if not communicated by the Internationa	* ***
		b. have been communicated	by the International Bureau.	·
		c. have not been made; howe	ever, the time limit for making such amendments	s has NOT expired.
		d. 🛛 have not been made and w	rill not be made.	
8.			e amendments to the claims under PCT Article	19 (35 U.S.C. 371(c)(3)).
9.	Ø	An oath or declaration of the inventor		
10.		An English language translation of the Article 36 (35 U.S.C. 371 (c)(5)).	e annexes to the International Preliminary Exam	nination Report under PCT
11.		A copy of the International Preliminar	y Examination Report (PCT/IPEA/409).	
12.	\boxtimes	A copy of the International Search Re	eport (PCT/ISA/210).	
ite	ems 1	3 to 23 below concern document(s)	or information included:	
13.	X	An Information Disclosure Statemen		
14.	Ø		ng. A separate cover sheet in compliance with 3	37 CFR 3.28 and 3.31 is included.
15.	×	A FIRST preliminary amendment.		·
16.		A SECOND or SUBSEQUENT prelin	ninary amendment.	
17. 10		A substitute specification.	addat.W	
18. 1a		A power of attorney and/or change of		
19. 20.			uence listing in accordance with PCT Rule 13te national Application under 35 U.S.C. 154(d)(4).	r.2 and 37 CFR 1.821 - 1.825.
20. 21.			lational Application under 35 0.5.C. 154(0)(4). The translation of the International Application under	dor 35 U.S.C. 154/dV4\
21. 22.	<u>⊠</u>		e dansiation of the international Application und 4347406US	uer 55 0.3.6. 134(a)(4).

PTO-1390 (Rev. 07-2005)
Approved for use through 3/31/2007. OMB 0551-0021
U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE
Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

24. Search rational fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by ISA/US or the international preliminary examination report prepared by ISA/US or the international preliminary examination report prepared by ISA/US or Italians satisfy provisions of PCT Article 33(1)-(4)\$0 26. Search fee (37 CFR 1.492(b)) If the written opinion for the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)\$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB	• U.S. APPLICATION	N NO (if known, se	e 37 CFR 1.5)	INTERNATIONA	AL APP	LICATION N	10.	ATT	ORNEY'S DO	CKET NUMBER
The following fees have been submitted: The following fees have been submitted: Sason attornal fee		- 		PCT/JP2	004/0	12386		<u></u>	1947	15
Assignee: NEC Corporation of Tokyo, Japan The following fees have been submitted: 24.	23. Other item	s or information:								
24. Seasic national fee	Assignee:	NEC Corporation	n							
24. Seasic national fee										
25. Signal Examination fee (37 CFR 1.492(c)) If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200 26. Signal Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.495(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Search Report prepared by an ISA other than the US and provided to the Office or previously communicated to the US by the IB \$400 All other situations \$400 All other situations \$500 TOTAL OF 24, 25 and 26 = \$500 or security of the Search Report prepared issing in compliance with 37 CFR 1.492(l)). Total Sheets Extra Sheets Number of each additional 50 or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction thereof (round up to a whole number) Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the eath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0 x \$50.00 \$50.00 MULTIPLE DEPENDENT CLAIMS (if applicable)								CALCUI	LATIONS	PTO USE ONLY
If the written opinion prepared by ISA/US or the international preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 All other situations \$200 26. Search fee (37 CFR 1.492(b)) If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4) \$0 Search fee (37 CFR 1.445(a)(2)) has been paid on the international application to the USPTO as an International Searching Authority			 				\$300	\$	\$300.00	
If the written opinion of the ISA/US or the International preliminary examination report prepared by IPEA/US indicates all claims satisfy provisions of PCT Article 33(1)-(4)	If the written opinion prepared by IPEA/L	n prepared by ISA JS indicates all cl	A/US or the inter laims satisfy pro	visions of PCT Artic	le 33(1)-(4)	\$0	\$	\$200.00	
Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing in compliance with 37 CFR 1.821(c) or (e) or computer program listing in an electronic medium) (37 CFR 1.492(f)). The fee is \$250 for each additional 50 sheets of paper or fraction thereof. Total Sheets Extra Sheets Number of each additional 50 or fraction thereof. RATE RATE Symbol Sucharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0	If the written opinion by IPEA/US in Search fee (37 CFR as an Internat International Search previously cor All other situations.	nof the ISA/US or indicates all claims 1.445(a)(2)) has tional Searching in Report prepared mmunicated to the	the Internationals satisfy provisions satisfy provisions been paid on the Authority. If by an ISA other is used by the IB.	ons of PCT Article 3 ne international appli r than the US and pi	I3(1)-(ication rovided	4) to the USF d to the Offi	\$0 TO \$100 ice or \$400		\$400.00	
Total Sheets Extra Sheets Number of each additional 50 or fraction thereof (round up to a whole number) S7 - 100 = 0 /50 = 0 X \$250.00 \$ \$0.00 Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0 X \$50.00 \$ \$0.00 Independent claims 1 * - 3 = 0 X \$200.00 \$ \$0.00 MULTIPLE DEPENDENT CLAIMS (if applicable)	TOTAL	OF 24, 25 and	d 26 =					\$	\$900.00	
thereof (round up to a whole number) 57 -100 = 0 /50 = 0 x \$250.00 \$ \$0.00 Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0 x \$50.00 \$ \$0.00 Independent claims 1 * - 3 = 0 x \$200.00 \$ \$0.00 MULTIPLE DEPENDENT CLAIMS (if applicable)	<u> </u>		T							
Surcharge of \$130.00 for furnishing any of the search fee, examination fee, or the oath or declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0	I otal Sneets	Extra Sheets	4			RATE	-			
declaration after the date of commencement of the national stage (37 CFR 1.492(h)). CLAIMS NUMBER FILED NUMBER EXTRA RATE Total claims 15 * -20 = 0	57 - 100 =	0 /50 =		0		× \$250	.00	\$	\$0.00	
Total claims 15 * -20 = 0	Surcharge of \$130.0 declaration after the	00 for furnishing a date of commend	any of the search cement of the na	n fee, examination fe tional stage (37 CFI	e, or t R 1.49	he oath or 2(h)).		\$		
Independent claims I * 3 = 0 x \$200.00 \$ \$0.00 MULTIPLE DEPENDENT CLAIMS (if applicable)	CLAIMS	NUMBER F	ILED NU	IMBER EXTRA		RATE				
MULTIPLE DEPENDENT CLAIMS (if applicable) TOTAL OF ABOVE CALCULATIONS = \$ \$900.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. *Claim Calculation Based on Preliminary Amengubrotal = \$ * \$900.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).	Fotal claims		- 20 =	0	х	\$50	.00	\$	\$0.00	
TOTAL OF ABOVE CALCULATIONS = \$ \$900.00 Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. \$ \$0.00 *Claim Calculation Based on Preliminary Amengubrotal = \$ * \$900.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). \$ \$0.00	ndependent claims	l *	- 3=	0	x	\$200	.00	\$.	\$0.00	
Applicant claims small entity status. See 37 CFR 1.27. Fees above are reduced by 1/2. *Claim Calculation Based on Preliminary Amen&UBTOTAL = \$ * \$900.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)). \$ \$0.00	AULTIPLE DEPEN	DENT CLAIMS (i	''						\$0.00	
*Claim Calculation Based on Preliminary Amen SUBTOTAL = \$ * \$900.00 Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).			TOTAL	OF ABOVE CA	ALCU	ILATION	IS =	\$	\$900.00	
Processing fee of \$130.00 for furnishing the English translation later than 30 months from the earliest claimed priority date (37 CFR 1.492(i)).		-				•		\$	\$0.00	
earliest claimed priority date (37 CFR 1.492(i)). + 5								s *	\$900.00	
				ranslation later than	30 m	onths from t	the	\$	\$0.00	
	· · · · · · · · · · · · · · · · · · ·		٠,	TOTAL N	ATIC	NAL FE	E =	\$	\$900.00	
Fee for recording the enclosed assignment (37 CFR 1.21(h)). The assignment must be accompanied by an appropriate cover sheet (37 CFR 3.28, 3.31). \$40 per property +	ee for recording the ccompanied by an a	enclosed assign appropriate cover	ment (37 CFR 1 sheet (37 CFR	.21(h)). The assign 3.28, 3.31). \$40 pe	ment r prop	must be perty +	-	\$	\$0.00	
TOTAL FEES ENCLOSED = \$ \$900.00				TOTAL FEE	SE	ICLOSE	D =	\$	\$900.00	
Amount to be refunded:										\$
Amount to be charged:				·					o be	\$